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2 FROM THE OFFICE OF JOSPEH J. CZARNEZKI
3 MILWAUKEE COUNTY CLERK
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5 County Ordinance No. 16-13
6

7 File No. 16-328
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10 AN ORDINANCE
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12 The County Board of Supervisors of the County of Milwaukee does ordain as follows:
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14 **SECTION 1.** The specified sections of Chapter 4 of the Milwaukee County Code of
15 General Ordinances are hereby amended as follows:
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17 **4.05.01. - Metered taxicab.**
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- 19 (1) *Definition.* "Metered taxicab." Under this section a metered taxicab is a motor
20 vehicle regularly engaged in the business of carrying passengers for hire, with
21 heating and air conditioning, in good operating condition, metered, and not
22 operated on an affixed route or on a reserved ride basis and charging for its
23 service by the use of a metered fare.
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- 25 (2) *Licenses, permits, fees.*
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- 27 (a) An owner or operator of a metered taxicab shall not do business or
28 attempt to do business on General Mitchell International Airport (GMIA)
29 unless such owner or operator has received all necessary licenses or
30 permits as owner or operator of a metered taxicab business by any city,
31 county, village, or town consistent with s. 349.24, Wis. Stats., and unless
32 such license or permit remains in full force and effect. The requirement
33 described in this subsection 4.05.01(2) (a) shall not apply to the owners of
34 the following airport metered taxicab permits: OC 7 (Helen Tsatsis) and
35 WA 37 (A&ME, Inc.), provided the identified permittees maintain the
36 airport metered taxicab permits in full force and effect as required by
37 Milwaukee County ordinance and do not sell, assign, or otherwise transfer
38 said airport metered taxicab permits.
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- 40 (b) *Airport metered taxicab permits.* In order to do business at GMIA the
41 owner or operator of a metered taxicab must possess a GMIA metered
42 taxicab permit. Two classes of metered taxicab permits are created for
43 operation at GMIA: class I and class A permits.
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- 45 (c) *Class I permits.* On and after September 1, 1990, class I metered taxicab
46 owner permits will be issued only to those owners whose vehicle(s) have

47 been permitted during the period October 1, 1989, through July 5, 1990.
48 Class I metered taxicab owner permits must be renewed and remain in full
49 force and effect on a continuous basis, in accordance with subparagraph
50 (g) below. In the event an owner does not renew the class I metered
51 taxicab owner permit prior to the annual dates prescribed herein below,
52 that owner shall forfeit his/her privilege to operate at the airport. The
53 addition of new class I permits will be at the discretion of the Milwaukee
54 County Board of Supervisors.
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56 (1) If an owner of a class I permit dies or becomes disabled, the class I
57 permit may be transferred for the remainder of the term of the
58 permit, upon notification to the airport director by the claimant, to
59 the surviving spouse and if there is no surviving spouse, to the legal
60 representative of the permittee or the estate, who would be eligible
61 for the operation of the vehicle for the remainder of the permit
62 period. A permit may also be transferred with the permittee's
63 consent to the spouse for good cause and upon approval of the
64 director or his/her designated representative. Upon expiration of the
65 class I permit, the surviving spouse or legal representative may
66 apply for the permit in his/her own name. Such applications shall
67 not result in an increase in the number of class I permits in
68 existence and shall be exempt from the requirement of subsection
69 4.05.01(2)(c) which reads "On and after September 1, 1990, class I
70 metered taxicab owners permits will be issued only to those whose
71 vehicle(s) have been permitted during the period October 1, 1989,
72 through July 5, 1990." Class A permits shall not, under any
73 circumstances, be transferred.
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75 (2) This section and any amendments hereto shall not affect the
76 exclusions contained in section 4.05.01(2)(a) and any amendments
77 made thereto.
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79 (d) *Class A permits.* No later than August 1, 2015, the airport director shall
80 begin accepting applications for an unlimited number of class A metered
81 taxicab permits for operation at GMIA with an implementation date of
82 October 1, 2015. Class A metered taxicab permits (a) shall be awarded for
83 a term of three (3) years; (b) shall not, under any circumstances, be
84 transferable to another person or entity; and (c) shall be revocable at the
85 discretion of the airport director, ~~and (d) shall require a fifty dollar (\$50.00)~~
86 ~~application fee to defray the costs resulting in the award of a class A~~
87 ~~permit;~~
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89 (1) *Who may obtain a class A permit under this section.* Any individual
90 owner of a metered taxicab who a) is licensed by the appropriate
91 municipality to operate a metered taxicab; and b) meets the
92 requirements of this section.

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- (e) The airport director shall designate an appropriate staging area for taxicabs serving GMIA and shall develop appropriate guidelines for the operation of such staging area and for taxicab operator conduct. The staging area operation guidelines shall not give preference to either class I or class A permit holders. Any taxicab operator or any other person operating a taxicab under such permit who violates any guidelines for operations or conduct at GMIA shall, as a consequence of such violation, cause the permit holder to lose all rights to the remainder of the term of the permit and such offending individual shall be ineligible from operating a metered taxicab at GMIA for the succeeding three-year period of time.
- (f) The annual airport permit fee for each class I and class A airport metered taxicab shall be one hundred twenty-five dollars (\$125.00). Application for annual metered taxicab owners permits must be submitted prior to October 1 each year. ~~The application fee for class I and class A permits shall be fifty dollars (\$50.00).~~ Late applications will not be considered after the October 1 date. The airport director or his/her designated representative will then issue a decal for each vehicle. The decal shall be mounted on the lower left hand corner of the windshield; the left corner being on the driver's left when seated behind the wheel. This permit shall be issued for each metered taxicab and shall not be transferred to any other metered taxicab. If owner replaces a vehicle which has previously been permitted, the permit shall be canceled and application shall be made to the airport director or his/her designated representative for a replacement permit and pay an additional fee of ten dollars (\$10.00).
- (g) In addition to the vehicle permit, each driver of a metered taxicab shall possess a valid airport driver's permit issued by the airport director for the privilege of doing business at General Mitchell International Airport. ~~Application for this permit and payment of the annual driver's permit fee of twenty-five dollars (\$25.00) shall be made to the airport director.~~ This permit shall be placed on the right front sun visor of any airport authorized metered taxicab. Upon entering the airport property, each driver shall lower the sun visor to display the permit. If the metered taxicab is not equipped with a right front sun visor, the permit shall be displayed in such manner as directed by the airport director.
- (h) Any person who is not in possession of the necessary permits required under this section and who operates a metered taxicab at General Mitchell International Airport in such a manner as to constitute doing business, or who attempts to do business thereon shall, without limitation because of enumeration, be deemed to be in violation of Chapter 4 of the Code. A metered taxicab driver entering upon General Mitchell International Airport for the sole purpose of discharging a metered taxicab patron at said airport shall not be deemed to be doing business thereon if, after

139 discharging said passenger, he/she shall immediately leave the airport
140 premises without accepting another fare.

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- 142 (i) For the privilege of operating a metered taxicab(s) on the premises of
143 General Mitchell International Airport, in addition to any required permit(s),
144 the driver shall pay to the county a fee of ~~one dollar (\$1.00)~~ three dollars
145 (\$3.00) for each cab leaving the airport with one (1) or more passengers,
146 such fee to be paid at the time and in the manner designated by the
147 airport director. This fee includes those metered taxicab owners, operators
148 or drivers having personal, government or corporate accounts as herein
149 defined.
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- 151 (j) *Operations by unpermitted metered taxicabs, when allowed.* In the event
152 of extraordinary circumstances (such as large conventions, inclement
153 weather or the inability of the permitted metered taxicab fleet to meet
154 immediate passenger demand), the airport director or his/her designated
155 representative is authorized to request temporary metered taxicab service
156 from local providers in order to meet such extraordinary demand.
157 Additional temporary metered taxicabs will follow all policies, rules and
158 regulations pertaining to the operation of metered taxicabs at General
159 Mitchell International Airport.
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- 161 (k) A temporary metered taxicab permit, for a period not exceeding ten (10)
162 days, may be issued by the airport director. The temporary airport permit
163 fee shall be ten dollars (\$10.00). Said temporary permit cannot be
164 renewed. All rights and privileges granted herein for the annual permit
165 being replaced by said temporary permit shall be suspended for the
166 duration of the temporary permit.

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168 **4.05.03. - Out-of-county shuttle service.**

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170 (1) *Definition.*

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- 172 (a) "Out-of-county" shuttle service, under this subsection shall mean an entity
173 or person operating on a prereserved basis from General Mitchell
174 International Airport to destinations beyond the county limits.
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- 176 (b) The vehicle(s) making up an "out-of-county" shuttle service(s) shall be
177 comprised of van(s) regularly engaged in the business of carrying
178 passengers for hire, having a maximum seating capacity of twenty-two
179 (22) persons behind the driver, with heating and air conditioning and be in
180 good operating condition.

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182 (2) *Licenses, permits, fees.*

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- (a) Pursuant to state law, each out-of-county shuttle service shall obtain from the state department of transportation, and keep in full force and effect, a certificate of common carrier and be approved by the airport director for operation at General Mitchell International Airport and shall obtain all other licenses and permits required by law.
- (b) The annual airport permit fee for each out-of-county shuttle vehicle shall be two hundred fifty dollars (\$250.00). Application for permission to operate at the airport, and payment of the fee, shall be made to the airport director who will then issue a decal for each vehicle. Decal shall be mounted on the inside lower left-hand corner of the windshield, the left-hand corner being on the driver's left when seated behind the wheel. This permit shall be issued for each vehicle and is not transferable to any other vehicle. If a vehicle is replaced which has previously been permitted, the permit shall be cancelled and application shall be made to the airport director for a replacement permit at an additional fee of ten dollars (\$10.00).
- (c) That out-of-county shuttle service shall pay to the county department of public works, airport division, by the 15th day of each month, ~~a sum equivalent to fifteen cents (\$0.15) per passenger transported by it to and from said airport~~ three dollars \$3.00 per trip made the preceding calendar month. The out-of-county shuttle service shall maintain accurate records and books of account which will enable it to submit monthly reports, on or before the 15th day of each month after the month of account, to the airport director on the number of passengers so carried. Said monthly reports shall be supported and verified by an annual statement prepared by a firm of certified public accountants at the close of each calendar year and submitted by permittee to county's airport director not later than March 1 of each year following the year of account.
- (d) Pursuant to state law, each out-of-county shuttle driver shall obtain a chauffeur's special license and shall keep it in full force and effect.
- (e) In addition to the vehicle permit, each chauffeur of an out-of-county shuttle service shall possess a valid airport driver's permit issued by the airport director for the privilege of doing business at General Mitchell International Airport. Application for this permit and payment of the annual permit fee of five dollars (\$5.00) shall be made to the airport director. The permit shall be placed on the right front sun visor of any airport authorized shuttle vehicle. Upon entering the airport property, driver shall lower the sun visor to display the permit. If the vehicle is not equipped with a right front sun visor, the permit shall be displayed in such manner as directed by the airport director.

- 229 (f) Any person or operator of an out-of-county shuttle service at General
230 Mitchell International Airport, who is not in possession of the necessary
231 permits required under this section, and who operates in such manner as
232 to constitute doing business, or who attempts to do business thereon
233 shall, without limitation because of enumeration, be deemed to be in
234 violation of Chapter 4 of the Code.
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- 236 (g) The airport director may approve or deny any application for a permit as
237 described in this subsection.
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- 239 (h) A temporary out-of-county shuttle permit, for a period not exceeding ten
240 (10) days, may be issued by the airport director. The temporary airport
241 permit fee shall be ten dollars (\$10.00). Said temporary permit cannot be
242 renewed. All rights and privileges granted herein for the annual permit
243 being replaced by said temporary permit shall be suspended for the
244 duration of the temporary permit.
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246 **4.05.08. - Arranged transportation services: limousines, non-metered taxicabs,
247 and out-of-county shuttles, and Transportation Network Companies (TNCs).**
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249 (1) *Definitions.*
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- 251 (a) *Arranged transportation services.* Under this chapter, arranged
252 transportation services shall consist of those modes of transportation
253 arranged prior to the passenger's arrival at General Mitchell International
254 Airport and that charge for their services by the trip rather than by a
255 metered fare including limousines, out-of-county shuttles, and non-
256 metered taxicabs. Arranged Transportation Services shall not include
257 metered taxicabs (defined in section 4.05.01), courtesy cars (described in
258 section 4.05.04), buses (described in section 4.05.05), and rental cars and
259 trucks (described in section 4.05.06).
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- 261 (b) *Limousine organization.* Under this subsection, limousine organization
262 means any company, partnership or person owning or leasing
263 limousine(s). If limousine(s) are leased, a copy of each of the current
264 lease agreements must be available at all times for inspection.
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- 266 (c) *Limousine and non-metered taxicab.* Under this chapter, a limousine is
267 defined as a for-hire ground transportation vehicle, regularly engaged in
268 the business of carrying passengers for hire, having a maximum seating
269 capacity of six (6) persons, unless the size of the group dictates a larger
270 vehicle, behind the driver and which is a top of the line American or
271 foreign production or custom automobile designated by its manufacturer
272 as a limousine and which has custom nonproduction features. Limousines
273 must operate on a pre-reserved (reservation) basis only; on demand
274 service is prohibited. A non-metered taxicab is a taxicab serving a

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passenger who has arranged for a ground transportation service prior to the passenger's arrival at General Mitchell International Airport. A non-metered taxicab under this section may include a taxicab with a meter located in the passenger compartment so long as the meter is not used to calculate the charge to the passenger and so long as the charge to the passenger is calculated solely by the trip and not by reference to a meter.

- (d) *Out-of-county shuttle.* Under this subsection out-of-county shuttle shall mean a company, partnership or person which operates on a prereserved basis from General Mitchell International Airport to destinations beyond the county limits.

The vehicle(s) which make up "out-of-county" shuttle service(s) shall be van(s) regularly engaged in the business of carrying passengers for hire, having a maximum seating capacity of twenty-two (22) persons behind the driver, with heating and air conditioning and be in good operating condition.

- (e) *Transportation Network Company (TNC).* A TNC is a corporation, partnership, sole proprietorship, or other entity, licensed under Section 440.4 et seq., Wisconsin State Statutes (State Statutes), to operate in Wisconsin, which uses a digital network to connect riders to drivers for the purpose of providing transportation. A TNC does not provide taxi service transportation. A TNC does not provide taxi service, transportation service arranged through a transportation broker, or any transportation service over fixed routes at regular intervals.

(2) *Licenses, permits, fees.*

- (a) All vehicles operating under this section and all organizations operating under this section shall meet all of the applicable license and permit requirements of the jurisdiction in which the vehicle operator is domiciled or registered to do business or, if required by law, where such law requires registration.

- (b) *Shuttles.*

- (1) Each shuttle organization shall obtain from the state department of transportation, and keep in full force and effect, a certificate of common carrier and be approved for operation at General Mitchell International Airport.

- (2) Pursuant to state law, each out-of-county shuttle driver shall obtain a chauffeur's special license and shall keep it in full force and effect.

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- (3) In addition to the vehicle permit, each chauffeur of an out-of-county shuttle service shall possess a valid airport driver's permit issued by the airport director for the privilege of doing business at General Mitchell International Airport. Application for this permit and payment of the annual permit fee of five dollars (\$5.00) shall be made to the airport director. The permit shall be placed on the right front sun visor of any airport authorized shuttle vehicle. Upon entering the airport property, driver shall lower the sun visor to display the permit. If the vehicle is not equipped with a right front sun visor, the permit shall be displayed in such manner as directed by the airport director.
- (4) Any person, organization, or operator of an out-of-county shuttle service at General Mitchell International Airport, who is not in possession of the necessary permits required under this section, and who operates in such manner as to constitute doing business, or who attempts to do business thereon shall, without limitation because of enumeration, be deemed to be in violation of Chapter 4 of the Code.
- (5) The airport director may approve or deny any application for a permit as described in Chapter 4 of the Code.
- (6) A temporary out-of-county shuttle permit, for a period not exceeding ten (10) days, may be issued by the airport director. The temporary airport permit fee shall be ten dollars (\$10.00). Said temporary permit cannot be renewed. All rights and privileges granted herein for the annual permit being replaced by said temporary permit shall be suspended for the duration of the temporary permit.
- (7) The annual airport permit fee for each out-of-county shuttle vehicle shall be two hundred fifty dollars (\$250.00). Application for permission to operate at the airport, and payment of the fee, shall be made to the airport director who will then issue a decal for each vehicle. The required decal shall be mounted on the inside lower left-hand corner of the windshield, the left-hand corner being on the driver's left when seated behind the wheel. This permit shall be issued for each vehicle and is not transferable to any other vehicle. If a vehicle is replaced which has previously been permitted, the permit shall be cancelled and application shall be made to the airport director for a replacement permit at an additional fee of ten dollars (\$10.00).
- (8) An out-of-county shuttle service shall pay to the county, department of public works, airport division, three dollars (\$3.00) per trip by the 15th day of each month for each trip~~-a sum equivalent to fifteen~~

367 cents (\$0.15) per passenger transported by it to and from said
368 airport during the preceding calendar month. Permittee shall
369 maintain accurate records and books of account which will enable it
370 to submit monthly reports, on or before the 15th day of each month
371 after the month of account, to the airport director on the number of
372 passengers so carried. Said monthly reports shall be substantiated
373 and verified by an annual statement prepared by a firm of certified
374 public accountants at the close of each calendar year and
375 submitted by permittee to county's airport director not later than
376 March 1 of each year following the year of account.
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378 (c) TNCs.

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380 (1) In order to do business at GMIA the TNC must possess a
381 TNC Permit.

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383 (2) There is a fee of \$125 for each TNC vehicle providing TNC services at
384 GMIA during the term of the TNC Permit.

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386 (3) For the privilege of picking up a passenger at GMIA the TNC will pay a
387 fee for each pick-up as per the terms of the TNC Permit.
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389 **SECTION 2.**

390 The provisions of this Ordinance shall become effective upon passage and publication.
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393 **Adopted by the Milwaukee County Board of Supervisors**
394 **July 28, 2016**